

*2 Feb*



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/777,805	02/12/2004	Scott L. Diamond	053893-5043

028977  
MORGAN, LEWIS & BOCKIUS LLP  
1701 MARKET STREET  
PHILADELPHIA, PA 19103-2921



CONFIRMATION NO. 5374

## FORMALITIES LETTER



\*OC000000012580393\*

Date Mailed: 05/10/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/13/2004 SZEWDIE1 00000052 500310 10777805

01 FC:2051 65.00 DA  
~~02 FC:2255~~ ~~1000.00 DA~~

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

CB

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP: MISSING PARTS, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW

BY: Dan J. Patel

DATE: December 8, 2004

MAIL STOP: MISSING PARTS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re:	Patent Application of	:
	Scott L. Diamond, et al.	: Group Art Unit: 1614
		:
Appln. No.:	10/777,805	:
		: Examiner: To Be Assigned
Filed:	February 12, 2004	:
		:
For:	SYNTHESIS AND USE OF REAGENTS FOR	: Attorney Docket No.
	IMPROVED DNA LIPOFECTION AND/OR	: 53893-5043
	SLOW RELEASE PRODRUG AND DRUG	:
	THERAPIES	:

**TRANSMITTAL OF MISSING PARTS OF APPLICATION –  
FILING DATE GRANTED**

In response to the Notice to File Missing Parts dated May 10, 2004, the following is submitted herewith:

- ☒ [X] Copy of the Notice to File Missing Parts of Application – Filing Date Granted, mailed May 10, 2004.
- ☒ [X] One (1) executed Declaration and Power of Attorney document
- ☐ [ ] Corrected formal drawings: \_\_\_\_\_ sheets
- ☒ [X] Petition for a Five (5) Month Extension of Time
- ☐ [ ] Corrected Nucleotide and/or Amino Acid Sequence Submission, including:
  - ☐ [ ] Computer readable copy      ☐ [ ] Paper Copy      ☐ [ ] Verified Statement
- ☐ [ ] Copy of Sequence Listing Error Report
- ☐ [ ] Request for a Refund
- ☒ [X] Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as ☐ [ ] an Independent Inventor, or ☐ [ ] a Small Business Concern, or ☒ [X] a Non-Profit Organization.


- [X] The following fees noted below are being paid:
- [X] Surcharge of **\$65.00** for late filing of filing fee and/or Declaration and Power of Attorney.
  - [ ] Surcharge of **\$65.00** for late filing of English translation.
  - [X] Surcharge of **\$1,005.00** for a Five Month Extension of Time.
- [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-0310 (billing code 53893-5043) as noted below.
- [X] The above-calculated fee(s) calculated totaling **\$1070.00**.
  - [X] Any overpayments or deficiencies in the above-calculated fee(s).
  - [X] Any additional fees required under 37 C.F.R. §1.16 or §1.17.
  - [X] In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. §1.136(a) to our Deposit Account noted above.

Respectfully submitted,

**SCOTT L. DIAMOND, ET AL.**

December 8, 2004  
(Date)

By:

  
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Agent for Applicants

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